



07-27-06

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Atty. Dkt. No. 355908-8201

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: David G. MATSUURA, et al.

Title: DEVICE AND METHOD FOR
CONTROLLED EXPRESSION
OF GASES FROM MEDICAL
FLUIDS DELIVERY SYSTEMS

Appl. No.: 10/533,553

International Filing Date: 28 October 2003

371(c) Date: 6 December 2005

Examiner: Jacqueline F Stephens

Art Unit: 3761

Confirmation Number: 9456

CERTIFICATE OF EXPRESS MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
EV861931877US	25 July 2006
(Express Mail Label Number)	(Date of Deposit)
Susana Salto	
(Printed Name)	
S. Salto	
(Signature)	

REQUEST FOR REPUBLICATION OF PATENT APPLICATION
TO CORRECT ERRORS UNDER 37 CFR §1.221(b)

Mail Stop PGPUB
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby requests correction of the publication of the above-captioned application in accordance with 37 C.F.R. §1.221(b). The application was published as publication number US 2006-0111667 A1 on 25 MAY 2006, therefore this request is timely filed. A review of the publication of this application reveals two errors in the publication.

At page 2, paragraph 0034, third line from the bottom, the phrase “280 = n” appears. The application as filed recited “280 nm”. (See application as filed at the last line of page 5.)

At page 9, claim number 18, second line, the publication recited “400 nm”. The application as filed recited “400 ml” at this location. (See page 28, claim 18 of the application as filed.)

It is respectfully submitted that these errors were made by the Patent Office. They do not appear in the text of the application as filed.

It is also respectfully submitted that these errors, especially the error in claim 18, are material. They are more than mere typographical errors. They misidentify units of measure in ways which are not obvious on their face and thus could affect the public’s ability to appreciate the technical disclosure of the application publication and to accurately determine the scope of the provisional rights accorded to applicant and possibly to be enforced upon issuance of a patent.

This request is:

- A. Filed within 2 months of the date of publication; and
- B. Has set forth the nature of the Office’s mistakes and their materiality.

Please correct these errors and republish this application.

Although Applicant believes that no fee is due with this request, the Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check or credit card payment form being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted

herewith, Applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Respectfully submitted,

Date 7-25-06

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